

PROB 12C  
(Rev. 2/13)

# UNITED STATES DISTRICT COURT

for

## DISTRICT OF NORTH DAKOTA

### Petition for Warrant or Summons for Offender under Supervision

Name of Offender: Rising Sun Irwin Case Number: 0868 4:05CR00103

Name of Sentencing Judicial Officer: Daniel L. Hovland, U.S. District Court Judge

Date of Original Sentence: May 22, 2006

Original Offense: Possession of Material Containing Images of Child Pornography

Original Sentence: 120 months imprisonment; 5 years supervised release

Type of Supervision: TSR Date Supervision Commenced: 12/22/2014

Asst. U.S. Attorney: Rick Volk Defense Attorney: William Schmidt

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### PETITIONING THE COURT

- ☒ To issue a warrant  
☐ To issue a summons

The probation officer believes that the offender has violated the following condition(s) of supervision:

- | <u>Violation No.</u> | <u>Nature of Noncompliance</u>   |
|----------------------|--|
| 1)                   | The defendant has failed to comply with sex offender treatment. This is in violation of his special conditions of release.   |
| 2)                   | The defendant has failed to work regularly at a lawful occupation. This is in violation of the standard conditions of supervision.   |
| 3)                   | On May 16, 2015, the defendant was arrested and charged with Drove or In Actual Physical Control of a Motor Vehicle While Under the Influence of Alcohol (D.U.I) (Case # 2015-04711) by Three Affiliated Tribes Police Department. This is in violation of the standard conditions of supervision. |

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U.S. Probation Officer Recommendation:

It is respectfully recommended that a warrant be issued for the arrest of Mr. Rising Sun Irwin and hearings be held to determine if he has violated the terms and conditions of his supervised release.

☒ The term of supervision should be:

☒ Revoked.

☐ Extended for \_\_\_\_\_ years, for a total term of \_\_\_\_\_ years.

☐ The conditions of supervision should be modified as follows:

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 25, 2015

/s/ Fallon Clouse  
U.S. Probation Officer

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THE COURT ORDERS:

☐ No Action.

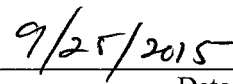
☒ The Issuance of a Warrant/Matter Sealed Pending Arrest.

☐ The Issuance of a Summons.

☐ Other



\_\_\_\_\_  
Signature of Judicial Officer



\_\_\_\_\_  
Date